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SENATE BILL 411

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Phil A. Griego

AN ACT

RELATING TO LAND USE; REQUIRING CERTAIN MUNICIPALITIES AND
COUNTIES TO PREPARE ORDINANCE IMPACT STUDIES EVERY FIVE YEARS
TO DETERMINE HOW LAND USE ORDINANCES, MASTER PLANS AND OTHER
REGULATIONS AFFECT THE HOUSING INDUSTRY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Municipal Code is enacted
to read:

"[NEW MATERIAL] ORDINANCE IMPACT STUDIES. - -

A. As used in this section:

(1) "land use" means issues relating to
infrastructure such as roads, water and utilities; affordable
housing requirements; open space requirements; and any other
requirements related to the development of land; and

(2) "municipality" means a municipality with a

underscored material = new
[bracketed material] = delete

1 population greater than sixty thousand according to the most
2 recent federal decennial census.

3 B. A municipality shall publish an "ordinance
4 impact study" every five years on the cumulative effect of land
5 use ordinances, master plans and other regulations on the
6 housing industry. The municipality shall pay for the study
7 from its general fund.

8 C. The municipality shall appoint a committee to
9 determine the requirements of the ordinance impact study. The
10 committee shall include representatives of builders and
11 contractors, municipal land use staff, home owners, affordable
12 housing specialists, realtors, appraisers, financial
13 institutions, environmental organizations and the department of
14 finance and administration. "

15 Section 2. A new section of Chapter 4, Article 37 NMSA
16 1978 is enacted to read:

17 "[NEW MATERIAL] CLASS A COUNTIES--ORDINANCE IMPACT
18 STUDIES. --

19 A. As used in this section, "land use" means issues
20 relating to infrastructure such as roads, water and utilities;
21 affordable housing requirements; open space requirements; and
22 any other requirements related to the development of land.

23 B. A class A county shall publish an "ordinance
24 impact study" every five years on the cumulative effect of land
25 use ordinances, master plans and other regulations on the

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1 housing industry. The county shall pay for the study from its
2 general fund.

3 C. The county shall appoint a committee to
4 determine the requirements of the ordinance impact study. The
5 committee shall include representatives of builders and
6 contractors, county land use staff, home owners, affordable
7 housing specialists, realtors, appraisers, financial
8 institutions, environmental organizations and the department of
9 finance and administration. "

10 Section 3. DELAYED REPEAL. --Sections 1 and 2 of this act
11 are repealed July 1, 2013.

12 Section 4. EFFECTIVE DATE. --The effective date of the
13 provisions of this act is July 1, 2003.

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